

SEP 06 2005

Attorney's Docket No.: Navy Case 79259

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Adam J. Simonoff  
Serial No. : 09/296,757  
Filed : April 23, 1999  
Title : A METHOD FOR FACILITATING COLLABORATIVE DEVELOPMENT  
EFFORTS BETWEEN WIDELY DISPERSED USERS

Art Unit : 2154  
Examiner : Viet Vu

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Washington, D.C. 20231

**TERMINAL DISCLAIMER**  
**TO OBVIATE DOUBLE PATENTING REJECTION**

The owner, the United States Navy, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent U.S. Patent No. 6,351,777 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

expires for failure to pay a maintenance fee;  
is held unenforceable;  
is found invalid by a court of competent jurisdiction;  
is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;  
has all claims canceled by a reexamination certificate;  
is reissued; or

Applicant : Adam J. SIMONOFF  
Serial No. : 09/296,757  
Filed : April 23, 1999  
Page : 2

Attorney's Docket No.: Navy Case 79259

is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record.

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

Respectfully submitted,

Date: 9/2/2005

  
JAMES B. BECHTEL  
Reg. No. 29,890

Department of the Navy  
Naval Surface Warfare Center Dahlgren Division  
Office of Counsel  
17320 Dahlgren Road  
Dahlgren VA US 22448-5100  
540-653-8061